THE INDIAN PARTNERSHIP ACT, 1932 (IX OF 1932).

G. N., H. D., No. 1241/3/1, dated 31st October 1932 (B. G., Pt. I, p. 2489). S. 57 (1)

Amended by G. N., H. D., No. 8874/3/5, dated 3rd Jan, 1939.

Under section 57 (*1*) of the Indian Partnership Act, 1932 (Act IX of 1932), the Governor in Council is pleased to appoint the Registrar of Companies, Bombay, to be the Registrar of Firms for the State of Bombay.

G. of I., Dept. of Com., Notn. No. 17-C (15)/32, 24th September 1932. S. 71 (1) Indian Partnership (Fees) Rules, 1932.

Amended by G. of I., Dept. of Com., Notn. No. 17-C(15)/32, 28th Jan. 1933.

In exercise of the powers conferred by sub-section (*1*) of section 71 of the Indian Partnership Act, 1932 (IX of 1932), the Governor General in Council is pleased to make the following rules, the same having been previously published as required by sub-section (*3*) of the said section, namely:—

1. *Short title and commencement.*—(1) These rules may be called the Indian Partnership (Fees) Rules, 1932.

(2) They shall come into force on the 1st day of October 1932.

2. *Definition.*—In these rules, "the Act" means the Indian Partnership Act, 1932 (IX of 1932).

3. *Fees payable to Registrar of Firms.*—The fees which shall accompany documents sent to the Registrar of Firms or which shall be payable for the inspection of documents in the custody of the Registrar of Firms or for copies from the Registrar of Firms shall be the maximum fees as specified in Schedule I to the Act. They shall be paid in cash.

G. N., H. D., No. 1291/3, dated 31st October 1932 (B. G., Pt. I, p. 2486). S. 71 (2) Bombay Partnership Rules, 1932.

Amended by G. N., H. D., No. 1291/3, dated 29th May 1933.

In exercise of the powers conferred by sub-section (*2*) of section 71 of the Indian Partnership Act, 1932 (IX of 1932), the Governor in Council is pleased to make the following rules to carry out the purposes of Chapter VII of the said Act :—

1. *Short title.*—These rules may be called the Bombay Partnership Rules, 1932.

2. *Definitions.*—In these rules, unless there is anything repugnant in the subject or context—

(*a*) "The Act" means the Indian Partnership Act, 1932.

(*b*) "Firm" means a firm to which the Act applies.

(*c*) "Register" means the register of firms kept under section 59.

(*d*) "Schedule" means the schedule hereto appended.

(*e*) "Section" means a section of the Act.

3. *Forms of Statements.*—The statements required to be sent or delivered to the Registrar under sections 58 and 60 of the Act shall, respectively, be in Forms A and B in the Schedule and be verified in the manner set forth in the foot-note to the said forms.

4. *Forms of intimations and notices.*—Intimations and notices given under sections 61, 62 and 63 of the Act shall, respectively, be in Forms C, D, E and F in the Schedule or to the like effect.

5. *English translation when to be furnished.*—If any document or portion of a document required to be submitted under the Act is not in the English language, a translation thereof in English certified as correct shall be furnished along with such document to the Registrar.

6. *Form of Register.*—The Register shall be kept in English in Form G in the Schedule, a separate page or pages being devoted to each firm. The pages, after the entries are made, shall be bound in loose leaf registers in the order of the consecutive number allotted to each firm on registration.

7. *Amendment of Register.*—When an entry made in the register is to be amended, the amendment shall be made by drawing a red line through the entry and making a new entry at the end of the existing entries. A reference in red ink to the serial number of the new entry shall be made against the amended entry.

8. *Procedure on dispute.*—If any person wishes to dispute any entry in the register, such person shall give the Registrar notice in writing that he disputes the said entry and the Registrar shall make a remark to that effect at the end of the then existing entries and shall also make a remark in red ink in the remarks column against the entry to disputed.

9. *Filing of documents.*—A separate file shall be maintained in respect of each firm in which the documents received by the Registrar relating to the said firm shall from time to time be filed. No document shall be filed by the Registrar unless the proper fee prescribed therefor has been paid.

10. *Conditions of inspection.*—The Register shall be open to inspection on written application and on payment of the prescribed fee. The file of the documents kept in the Registrar's office shall similarly be open to inspection by any person applying therefor, provided the applicant satisfies the Registrar that he has sufficient interest in the contents of the document of which he applies for inspection and that a mere inspection of the Register will not serve his purpose.

11. *Grant of copies.*—A copy of any entry in the Register shall be supplied to any person on written application and on payment of the prescribed fee.

12. *Elimination of documents and registers.*—On the dissolution of a firm, the index card of that firm shall be marked "dissolved"; and at the expiration of five years from the date of the entry of dissolution in the register, the file and papers relating to such firm may be destroyed; the index card and register relating to such firm shall, however, be retained for a further period of fifteen years.

13. *Index to the Register.*—The Registrar shall maintain in English an alphabetical card index to the Register showing the number, name, address and trade of each firm.

14. *Mode of lodging documents.*—Documents may either on payment of the prescribed fee be lodged with the Registrar in person or sent to him by post along with the prescribed fee.

SCHEDULE.

INDIAN PARTNERSHIP ACT, 1932.

Fee Rs. 3.

FORM A.

Application for Registration of Firm.

(*See* Section 58.)

We, the undersigned, being partners hereby apply for registration as a firm and for that purpose supply the following particulars pursuant to section 58 of the Indian Partnership Act, 1932 :—

(*a*) Firm name.

(*b*) Place or principal place of business of the firm.

(*c*) Names of any other places where the firm carries on business.

(*d*) Date on which each partner joined the firm.

(*e*) Names in full and permanent addresses of the partners.

(*f*) Duration of the firm.

Dated this day of 19 .

Witness to the signature of—

N.B.—This form must be signed by all partners or their agents specially authorised in this behalf in the presence of a witness or witnesses who must be a Gazetted Officer, a Justice of the Peace, a Magistrate, a Notary Public or an Attorney of the High Court.

INDIAN PARTNERSHIP ACT, 1932.

Fee Re. 1.

FORM B.

Statement specifying alterations in the firm name or in the location of the principal place of business of the firm.

(*See* Section 60.)

We, the undersigned, being the partners of the firm of whose registered address is at hereby notify pursuant to section 60 (*1*) of the Indian Partnership Act, 1932, that the changes specified below have occurred in this firm :—

(*a*) Change in the firm name—
New name

(*b*) Change in the location of the principal place of business of the firm—
New place of business

Dated this day of 19

Witness to the signature of—

N.B.—(1) Strike out item not required.
(2) This form must be signed by all partners or their agents specially authorised in this behalf in the presence of a witness or witnesses who must be a Gazetted Officer, a Justice of the Peace, a Magistrate, a Notary Public, or an Attorney of the High Court.

INDIAN PARTNERSHIP ACT, 1932.

Fee Re. 1.

FORM C.

Notice of change of address.

(*See* Section 61.)

Firm name

Registered address

Notice is hereby given pursuant to section 61 of the Indian Partnership Act, 1932, that the changes specified below have occurred in this firm :—

(*a*) The firm has discontinued business at*

(*b*) The firm has begun to carry on business at

Dated this day of 19 .

Witness to the signature—

N.B.—(1) Strike out item not required.

(2) This form must be signed by any partner or agent of the firm in the presence of a witness or witnesses who must be a Gazetted Officer, a Justice of the Peace, a Magistrate, a Notary Public or an Attorney of the High Court.

INDIAN PARTNERSHIP ACT, 1932.

Fee Re 1.

FORM D.

Notice of change in the name of partner and his permanent address.

(*See* Section 62.)

Firm name

Registered address

Notice is hereby given pursuant to section 62 of the Indian Partnership Act, 1932, that the changes specified below have occurred in this firm :—

(*a*) Change in the name of any partner in a registered firm—

(*b*) Change in the permanent address of any partner in a registered firm

Dated this day of 19 .

Witness to the signature—

N.B.—(1) Strike out item not required.

(2) This form must be signed by any partner or agent of the firm in the presence of witness or witnesses who must be a Gazetted Officer, a Justice of the Peace, a Magistrate, a Notary Public or an Attorney of the High Court.

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*Such place must not be principal place of business.

INDIAN PARTNERSHIP ACT, 1932.

Fee Re. 1.

FORM E.

Notice of change of constitution.

(*See* Section 63.)

Firm name

Registered address

I being a partner in the above-mentioned firm / an agent of a partner in the above-mentioned firm. / a person specially authorised by a partner in the abovementioned firm to give notice in this behalf.

hereby give notice that—

(*a*) The constitution of the firm has been altered by*

(*b*) The said firm has been dissolved.

Dated this day of 19 .

Witness to the signature—

N.B.—(1) Strike out item not required.

(2) This form must be signed by a partner, his agent or any person specially authorised in this behalf in the presence of a witness or witnesses who must be a Gazetted Officer, a Justice of the Peace, a Magistrate, a Notary Public or an Attorney of the High Court.

INDIAN PARTNERSHIP ACT, 1932.

Fee Re. 1.

FORM F.

Notice of Election by a Person admitted as a Minor to the Benefits of Partnership in a Firm to become or not to become a Partner.

[*See* Section 63 (*2*).]

Firm name

Registered address

I being a person admitted as a minor to the benefits of partnership in the firm / an agent of the person admitted as a minor to the benefits of partnership in the firm having been specially authorised in this behalf

hereby give notice that I have / the said person has elected to become / not to become a partner in the abovementioned firm.

Dated this day of 19 .

Witness to the signature—

N.B.—(1) Strike out item not required.

(2) This form must be signed by a person admitted as a minor to the benefits of partnership or his agent specially authorised in this behalf in the presence of a witness or witnesses who must be a Gazetted Officer, or a Justice of the Peace, a Magistrate, a Notary Public or an Attorney of the High Court.

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* Give full name and address of any new partner and the date of his joining the firm.

INDIAN PARTNERSHIP ACT, 1932.

FORM G.

Register of Firms.

(*See* Section 59.)

Firm No.

Name—

Business—

No. of Entry.	Date of Entry.	Nature of Entry.	Remarks.